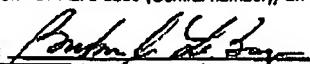


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## CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence, totaling five (5) pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date:

Date: November 17, 2006 Name: Barbara A. LaBarre

Signature: 

Case No. 6270/098 (PM03-1373)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Scott M. Henneberry et al.

Examiner: Unknown

Serial No.: 10/647,560

Art Unit: 2131

Filed: August 25, 2003

Confirmation No.: 3229

For: MULTI-FUNCTION INTELLIGENT  
ELECTRONIC DEVICE WITH SECURE ACCESS

## PETITION TO REVIVE APPLICATION

MAIL STOP PETITONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request to rescind a Non Publication Request filed on August 23, 2003, in the above-referenced application, and have submitted herewith a copy of a concurrently filed Recission Of Previous Nonpublication Request. In addition, Applicants hereby Petition to Revive the above-referenced application pursuant to 37 C.F.R. §1.137(b) since pursuant to 35 U.S.C. §122(b)(2)(B)(iii) Applicants believe that the above-referenced application may have become abandoned for failing to timely notify the U.S. Patent and Trademark Office of the subsequent filing of another application in a foreign country or under a multinational treaty that required publication of that application eighteen months after filing. The filing date of the subsequently filed foreign or international applications was during the year of 2004.

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U.S. Serial No. 10/647,560

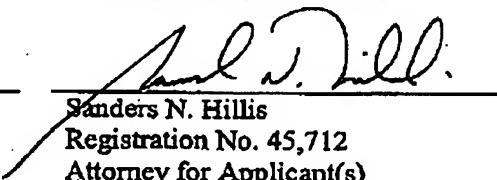
6270/098 (PM03-1373)

The above-referenced application takes priority from four U.S. Provisional Patent Applications. Although the above-referenced patent application was not itself filed in a foreign country or under a multinational treaty that required publication of the application eighteen months after filing, patent applications were foreign filed that took priority from one of the U.S. Provisional Applications from which the above-referenced application also took priority. The correlation of the priority claims referencing the same provisional patent application was just discovered. It is our understanding that the U.S. Patent Office considers the entirety of the disclosure of a patent application when applying the requirements of 35 U.S.C. § 122(b)(2)(B). Accordingly, inclusion of some portion of the disclosure of the above-referenced application in one or more of the applications that were filed in a foreign country or under a multinational treaty cannot be ruled out. Thus, in an abundance of caution, this request for recission and petition to revive is being filed.

Pursuant to 37 C.F.R. § 1.137(b), Applicant states that the entire delay in filing the required notice of foreign filing from the due date for the required notice until the filing of this grantable petition under 37 C.F.R. § 1.137(b) was unintentional. The \$1500.00 fee for this petition required by 37 C.F.R. § 1.17(m) is to be charged to Deposit Account No. 23-1925, as stated on the accompanying transmittal sheet. Should any additional fee be deemed necessary, please charge such fee or credit any overpayment to Deposit Account No. 23-1925.

Respectfully submitted,

Dated: November 17, 2006

  
Sanders N. Hillis  
Registration No. 45,712  
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE  
CUSTOMER NO. 46261  
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